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ARLEN L. OLSEN
SCHMEISER, OLSEN & WATTS
3 LEAR JET LANE
SUITE 201
LATHAM NY 12110

COPY MAILED

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OFFICE OF PETITIONS

In re Application of	:	
El-Naggar, et al.	:	DECISION
Application No. 09/943,048	:	ON PETITION
Filed: August 30, 2001	:	
Attorney Docket No. MOUS-4125	:	

This is a decision on the petition under 37 CFR 1.137(b), filed January 31, 2005 (certificate of mailing date January 27, 2005), to revive the above-identified application.

The petition is **granted**.

This application became abandoned for failure to properly and timely reply to the final Office action mailed June 29, 2004. A amendment after final, filed October 4, 2004 (certificate of mailing date September 28, 2004), failed to place this application in prima facie condition for allowance, as stated in the January 12, 2005 Advisory Action. No extensions of time having been obtained pursuant to 37 CFR 1.136(a), this application became abandoned on September 30, 2004. The filing of the instant petition precedes the mailing of a Notice of Abandonment.

The Notice of Appeal filed January 31, 2005 has been entered and made of record. Accordingly, the 2-month period for filing the appeal brief, in triplicate, accompanied by the fee required by law, runs from the date of this decision.

The file is being forwarded to Technology Center A.U. 1614 to await receipt of the appeal brief.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3230.

E. Shirene Willis
Senior Petitions Attorney
Office of Petitions